

REFERENCE TITLE: pilot; single gender charter schools

State of Arizona
Senate
Forty-ninth Legislature
First Regular Session
2009

SB 1195

Introduced by
Senator Huppenthal

AN ACT

AMENDING SECTION 15-184, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER 1, ARTICLE 8, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-186; RELATING TO CHARTER SCHOOLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 15-184, Arizona Revised Statutes, is amended to
3 read:

4 15-184. Charter schools: admission requirements

5 A. A charter school shall enroll all eligible pupils who submit a
6 timely application, unless the number of applications exceeds the capacity of
7 a program, class, grade level or building. A charter school shall give
8 enrollment preference to pupils returning to the charter school in the second
9 or any subsequent year of its operation and to siblings of pupils already
10 enrolled in the charter school. A charter school that is sponsored by a
11 school district governing board shall give enrollment preference to eligible
12 pupils who reside within the boundaries of the school district where the
13 charter school is physically located. If capacity is insufficient to enroll
14 all pupils who submit a timely application, the charter school shall select
15 pupils through an equitable selection process such as a lottery except that
16 preference shall be given to siblings of a pupil selected through an
17 equitable selection process such as a lottery.

18 B. Except as provided in subsection C ~~OR D~~, a charter school shall not
19 limit admission based on ethnicity, national origin, gender, income level,
20 disabling condition, proficiency in the English language or athletic ability.

21 C. A charter school may limit admission to pupils within a given age
22 group or grade level.

23 D. A CHARTER SCHOOL MAY PROVIDE INSTRUCTION TO PUPILS OF A SINGLE
24 GENDER WITH THE APPROVAL OF THE STATE BOARD FOR CHARTER SCHOOLS. AN EXISTING
25 CHARTER SCHOOL MAY AMEND ITS CHARTER TO PROVIDE INSTRUCTION TO PUPILS OF A
26 SINGLE GENDER, AND IF APPROVED BY THE STATE BOARD FOR CHARTER SCHOOLS, MAY
27 PROVIDE INSTRUCTION TO PUPILS OF A SINGLE GENDER AT THE BEGINNING OF THE NEXT
28 SCHOOL YEAR.

29 ~~D.~~ E. A charter school shall admit pupils who reside in the
30 attendance area of a school or who reside in a school district that is under
31 a court order of desegregation or that is a party to an agreement with the
32 United States department of education office for civil rights directed toward
33 remediating alleged or proven racial discrimination unless notice is received
34 from the resident school that the admission would violate the court order or
35 agreement. If a charter school admits a pupil after notice is received that
36 the admission would constitute such a violation, the charter school is not
37 allowed to include in its student count the pupils wrongfully admitted.

38 ~~E.~~ F. A charter school may refuse to admit any pupil who has been
39 expelled from another educational institution or who is in the process of
40 being expelled from another educational institution.

1 Sec. 2. Title 15, chapter 1, article 8, Arizona Revised Statutes, is
2 amended by adding section 15-186, to read:

3 15-186. Pilot program to provide instruction to pupils of the
4 same gender; rules; program termination

5 A. THE STATE BOARD FOR CHARTER SCHOOLS SHALL DEVELOP A PILOT PROGRAM
6 TO ALLOW THREE CHARTER SCHOOLS TO PROVIDE CLASSROOM INSTRUCTION EXCLUSIVELY
7 TO PUPILS OF THE SAME GENDER. THE STATE BOARD FOR CHARTER SCHOOLS SHALL
8 DEVELOP THE PARAMETERS OF THE PILOT PROGRAM AND ACCOUNTABILITY SYSTEMS FOR
9 PROGRAM PARTICIPANTS.

10 B. THE STATE BOARD FOR CHARTER SCHOOLS SHALL SELECT THREE CHARTER
11 SCHOOLS TO PARTICIPATE IN THE PILOT PROGRAM. ONE OF THE CHARTER SCHOOLS THAT
12 IS SELECTED TO PARTICIPATE IN THE PILOT PROGRAM SHALL BE AN EXISTING CHARTER
13 SCHOOL THAT PROVIDES INSTRUCTION TO AT-RISK TEENAGE FEMALE PUPILS. THE OTHER
14 CHARTER SCHOOLS THAT ARE SELECTED MAY BE NEW CHARTER SCHOOLS, EXISTING
15 CHARTER SCHOOLS OR A COMBINATION OF NEW AND EXISTING CHARTER SCHOOLS. AN
16 EXISTING CHARTER SCHOOL THAT IS SELECTED TO PARTICIPATE IN THE PILOT PROGRAM
17 SHALL BE COUNTED AS ONLY ONE CHARTER SCHOOL FOR PURPOSES OF THE PILOT
18 PROGRAM.

19 C. THE STATE BOARD FOR CHARTER SCHOOLS SHALL MONITOR AND EVALUATE THE
20 ACADEMIC PROGRESS OF PUPILS WHO PARTICIPATE IN THE PILOT PROGRAM. ACADEMIC
21 PROGRESS SHALL BE DETERMINED USING THE ARIZONA MEASURE OF ACADEMIC PROGRESS
22 ESTABLISHED PURSUANT TO SECTION 15-241.

23 D. THE STATE BOARD FOR CHARTER SCHOOLS SHALL DEVELOP AND ADMINISTER AN
24 ATTITUDINAL SURVEY TO PUPILS WHO PARTICIPATE IN THE PILOT PROGRAM. THE
25 ATTITUDINAL SURVEY SHALL MEASURE THE FOLLOWING:

26 1. THE MOTIVATION OF THE PUPILS WHO PARTICIPATE IN THE PILOT PROGRAM.
27 2. THE EMOTIONAL STABILITY OF THE PUPILS WHO PARTICIPATE IN THE PILOT
28 PROGRAM.

29 3. PUPIL SATISFACTION RATINGS OF THE QUALITY OF EDUCATION PROVIDED IN
30 THE PILOT PROGRAM.

31 4. ANY OTHER FACTORS DEEMED APPROPRIATE BY THE STATE BOARD FOR CHARTER
32 SCHOOLS.

33 E. THE STATE BOARD FOR CHARTER SCHOOLS SHALL EVALUATE THE
34 EFFECTIVENESS OF THE PILOT PROGRAM AT THE END OF THE PROGRAM'S FIFTH YEAR OF
35 OPERATION. AT THAT TIME THE STATE BOARD FOR CHARTER SCHOOLS MAY RECOMMEND
36 EXTENDING THE DURATION OF THE PILOT PROGRAM BEYOND EIGHT YEARS.

37 F. THE STATE BOARD FOR CHARTER SCHOOLS MAY ADOPT RULES TO CARRY OUT
38 THE PURPOSES OF THIS SECTION.

39 G. THE PROGRAM ESTABLISHED BY THIS SECTION ENDS ON JULY 1, 2017
40 PURSUANT TO SECTION 41-3102.